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(18,848.)

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1902.

No. 620.

ISABELLA GONZALES, APPELLANT,

vs.

WILLIAM WILLIAMS, UNITED STATES COMMISSIONER OF IMMIGRATION AT THE PORT OF NEW YORK.

APPEAL FROM THE CIRCUIT COURT OF THE UNITED STATES FOR THE SOUTHERN DISTRICT OF NEW YORK.

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JUDD & DETWEILER, PRINTERS, WASHINGTON, D. C., MARCH 2, 1903.

1 To the honorable the United States circuit court, southern district of New York:

The petition of Domingo Collazo, in behalf of Isabella Gonzalez shows that:

1st. That Isabella Gonzalez is imprisoned or restrained in her liberty in Ellis island, N. Y. illegally.

2nd. That she has not been committed, and is not detained by virtue of any judgment, decree, final order, or process specified in section 2016 of this act.

3d. The cause or pretence of the imprisonment or restraint, according to the best knowledge and belief of the petitioner is that inasmuch as she is a native of Porto Rico, and arrived in the city of New York on steamship "Philadelphia" from Porto Rico August 4th, 1902, that she has not the right to land, that she is treated as an "alien immigrant" and she is informed and believes that she is likely to become a public charge, and that the board of special inquiry, held at the United States immigration station, Ellis island, New York harbor, have refused to permit her to land, whereas, as she is advised and believes, the said Isabella Gonzalez has the right to land here, that she should not be treated as an "alien immigrant" and that she is not likely to become a public charge, and that the law, if it be law, under which the said Isabella Gonzalez has been detained, is unconstitutional, wherefore your petitioner prays that a writ of *habeas corpus* and certiorari issue directed to the superintendent and commissioner of immigration commanding him to produce the body of Isabella Gonzalez and to certify the cause of her detention as stated in the writs therefor, and that petitioner may have such other and further relief as may be just and proper.

2 Dated this the 18 day of August, 1902.

DOMINGO COLLAZO.
LE BARBIER & PARKER,
Attorneys for Petitioner, 120 Broadway, New York City.

Domingo Collazo, being duly sworn, doth depose and say, that the facts set forth in the above petition, subscribed by him are true.

DOMINGO COLLAZO.

Sworn to before me, this 18th day of August, 1902.

MARION T. PRANKARD,
Notary Public (57), *Kings County.*

Certificated filed in N. Y. county.

(Endorsed:) United States circuit court, southern district of N. Y.—*In re* petition in behalf of Isabella Gonzales, for writ of *habeas corpus* and certiorari.—Petition for *hab. corpus.*—Le Barbier & Parker, att'ys for petitioner, 120 Broadway, N. Y. city.—Charles E. Le Barbier, advocate, of counsel.—U. S. circuit court, southern district of New York. Filed Aug. 19, 1902. John A. Shields, clerk.

1—620

3 The President of the United States of America to William Williams, Esq., commissioner of immigration at New York city, N. Y., Greeting:

Hab. corpus to bring up person.

We command you, that you have the body of Isabella Gonzalez, by you imprisoned and detained, as it is said, together with the time and cause of such imprisonment and detention, by whatsoever name the said Isabella Gonzalez is called or charged before me or any of the judges of the United States circuit court for the southern district of New York at a stated term thereof to be held at the United States circuit court, southern district of New York, Post-office building, New York city (Manhattan) on Wednesday August 20th, 1902, at half past ten o'clock a. m. to do and receive what shall then and there be considered concerning her and have you then there this writ.

Witness: Hon. Melville W. Fuller, Chief Justice of the Supreme Court of the U. S. at the city of New York, the nineteenth day of August, one thousand nine hundred and two.

JOHN A. SHIELDS, *Clerk.*

LE BARBIER & PARKER,
Att'ys for Petitioner, 120 *Broadway, New York City.*
CHAS. E. LE BARBIER, *Advocate.*

4 (Endorsed:) The within writ is hereby allowed. Dated N. Y. Aug. 19, 1902. Geo. B. Adams, U. S. judge. The hearing on the within writ is hereby adjourned until September 3, 1902 same time and place and the petitioner in the meanwhile is paroled. Dated N. Y. Aug. 20, 1902. Edward Van Ingen, counsel to com'r of immigration. It is so ordered N. Y. Aug. 20, 1902. E. H. Lacombe, U. S. C. J.—At request of respondent the hearing of within writ is hereby further adjourned to September 17th, 1902 same time and place, same conditions. Dated N. Y. Sept. 2, 1902. Edward Van Ingen, counsel to commissioner.—It is so ordered. Dated N. Y. Sept. 2, 1902. Geo. B. Adams, U. S. judge.—U. S. circuit court, southern district of New York, Filed Oct. 7, 1902, John A. Shields, clerk.

5 The President of the United States of America to William Williams, Esq., commissioner of immigration, Greeting:

[L. S.]

Certiorari to certify cause of detention.

We command you, that you certify fully and at large to me, or one of the judges of the United States circuit court for the southern district of New York, to be held at the Post-office building, Manhattan, New York city, on Wednesday August 20th, 1902, at half past ten o'clock a. m. The day and cause of the imprisonment of Isabella Gonzalez by you detained; as is said, by whatsoever name the said Isabella Gonzalez shall be called or charged; and have you then this writ.

Witness: Hon. Melville W. Fuller, Chief Justice of the Supreme Court, of the United States at the city of New York, the nineteenth day of August, 1902.

JOHN A. SHIELDS, *Clerk.*

LE BARBIER & PARKER,
Att'ys for Petitioner, 120 *Broadway, New York City.*
CHARLES E. LE BARBIER, *Advocate.*

(Endorsed:) The within writ is hereby allowed. Dated N. Y. Aug. 19, 1902. Geo. B. Adams, U. S. judge.—U. S. circuit court, southern district of New York, Filed Oct. 7, 1902, John A. Shields, clerk.

6 United States Circuit Court, Southern District of New York.

In the Matter of ISABELLA GONZALEZ.

STATE OF NEW YORK, } ss:
County of New York, }

William Williams, being duly sworn, says, that he is the United States commissioner of immigration at the port of New York.

That Isabella Gonzalez, is, as deponent is informed and believes, an alien immigrant, a native-born inhabitant of the island of Porto Rico, who has not been naturalized and is not a citizen of the United States or of any State thereof; that she arrived at the port of New York from Porto Rico on the steamship "Philadelphia" on August 24th, 1902, and was detained at the Ellis Island immigrant station, and was duly examined by a board of special inquiry, duly constituted in accordance with section 5 of the United States statute of March 3, 1893, and after due consideration, the said board of special inquiry, by a unanimous decision, rendered as by said statute provided, excluded her from admission into the United States upon the ground that she was liable to become a public charge.

That annexed hereto are copies of the minutes of said board of special inquiry relating to the examination of the case of said immigrant.

7 That no appeal was taken from the decision of said board of special inquiry to the commissioner general of immigration.

That on the 20th day of August, 1902, when the writ of *habeas corpus* and *certiorari* were served herein, the said immigrant was detained as above mentioned at the Ellis Island immigrant station, and that she is now paroled in the custody of her counsel, Charles E. Le Barbier, Esq., under order of this court.

WM. WILLIAMS.

Sworn to before me this 16th day of September, 1902.

LAWRENCE P. LEE,
[SEAL.] *Notary Public, N. Y. Co.*

8 In the Matter of ISABELLA GONZALEZ, Aged 20, Native of Porto Rico, ex S. S. "Philadelphia," August 4, 1902, Alien Immigrant.

Present: Weihe, chairman; Wright, Holman, Semsey, inspectors.

Gonzalez, Isabella, f., age 20, native of Porto Rico; ex S. S. Philadelphia 8/4. Pregnant.

Widow; have a daughter in Porto Rico. Paid my own passage; never here before; shows $11; going to brother Louis Gonzalles, Linoleumville, Staten island. I sent telegram. Deferred.

F. N. CHASE, *Secretary.*

9 At a meeting of the board of special inquiry, held at the Ellis Island immigrant station, on the 5th day of August, 1902.

Present: Weihe, chairman, Wright, Holman, Semsey, inspectors. E. B. Holman, secretary.

Deferred Matter of ISABELLA GONZALLES, Pregnant, Native of Porto Rico, Arrived ex S. S. "Philadelphia," Aug. 4th, 1902.

DOMINGO COLASCO, a witness, appeared and having been first duly sworn, testified as follows:

My name is Domingo Colasco, I reside in 163 St. Nicholas Ave, New York city.

(By Insp. SEMSEY:)

Q. Who do you want?
A. Isabella Gonzalles.
Q. What relation is she to you?
A. My wife is her aunt.
Q. Is your wife in America?
A. Yes, sir.
Q. What is your business?
A. I am a printer.
Q. How much do you make a week?
A. $25 a week.
Q. How long have you been in America?
A. 15 years.
Q. Are you a citizen?
A. Yes, sir.
Q. Are you willing to take her and provide for her?
A. Yes, sir.
Q. Is she going to stay in your house?
A. Yes, sir.

(By Insp. HOLMAN:)

Q. Where is her husband?
A. He is on Staten island, working in a linoleon factory.
Q. Why did he not come here for his wife?
A. He will come to my house.

10 Q. How do you know, when did you see him?
A. This boy here with me is her brother.

(By the CHAIRMAN:)

Q. Why don't her husband come here for her?
A. Because he is working there, he is working out, he is working in a linoleon factory.

(By Insp. WRIGHT:)

Q. How long has her husband been here?
A. About six months.
Q. When did you see her husband?
A. About two weeks ago. He is working and could not come to-day.

Insp. SEMSEY: But his wife is here and he should come for her. I move to take no action.
Unanimously, no action taken.

11 At a meeting of the board of special inquiry, held at the Ellis Island immigrant station, on the 7th day of August, 1902.
Present: Weihe, chairman; Wright, Holman, Semsey, inspectors (E. B. Holman, secretary).

Deferred Matter of ISABELLA GONZALLES, Aged 20, Native of Porto Rico, Arrived ex S. S. "Philadelphia" Aug. 4th, 1902.

LOUIS GONZALLES, a witness, appeared and having been first duly sworn, testified as follows:
My name is Louis Gonzalles, I reside in Linoleumville, Staten island, N. Y.

(By Insp. SEMSEY:)

Q. Do you know this woman's husband?
A. They are not married. It is very difficult for us to bring the man here, but I have been to the church and have made arrangements and as soon as I have my sister with me, we are going there and are going to have them married. I have also gone to the authorities and told them and everything is waiting for the release of my sister.

(By the CHAIRMAN:)

Q. Why does he refuse to come here?
A. Because he does not want to marry her.

(By Insp. WRIGHT:)

Q. An arrangement then has been made by which a marriage is to take place without the husband's consent?
A. My aunt, who is here with me, has made arrangements and is sure of making a reconciliation by taking my sister to her house and will have them married.

(By Insp. WRIGHT:)

Q. What relation are you to this woman?
A. I am her brother.

12 (By the CHAIRMAN:)

Q. Do you know whether or not the intended husband sent for this woman?
A. No, he did not.

(By Insp. HOLMAN:)

Q. How long has this intended husband been in this country?
A. 3 months.
Q. What is his occupation?
A. He is working in a lineoleon factory.

Mrs. DOMINGO COLASCO (or Colazo:) I live in No. 163 St. Nicholas Ave., New York city.

(By Insp. HOLMAN:)

Q. Your husband was here and testified?
A. Yes, sir.
Q. What relation are you to this woman?
A. Aunt.

(By Inspr. WRIGHT:)

Q. What does your husband do?
A. He is a topographer and I do embroidery work; I also give lessons in embroidery work.
Q. What is your husband's business worth?
A. $25 a week.
Q. Does your husband know that you came here in the interest of your niece?
A. Yes, sir.
Q. Can you satisfy this board that, in case this woman is released, you will stand by her and see that she does not get into trouble?
A. Yes, sir, that goes without the saying.
Q. Your husband will aid you in assisting the woman?
A. Yes, sir.

Insp. Holman moved to exclude as likely to become a public charge.

Unanimously excluded as likely to become a public charge.

(A copy.)

E. B. HOLMAN, *Sec.*

13 (Endorsed:) U. S. circuit court, southern district of N. Y.—In the matter of Isabella Gonzalez.—Return to writ of certiorari.—Edward Van Ingen, counsel for William Williams, U. S. commissioner of immigration at the port of New York, 49 Wall St. Manhattan, New York city. U. S. circuit court, southern district of New York, Filed Oct. 7, 1902, John A. Shields, clerk.

14 At a stated term of the circuit court of the United States of America, for the southern district of New York, in the second circuit, held at the United States court-rooms in the borough of Manhattan, in the city of New York, on Wednesday the 17th day of September in the year of our Lord one thousand nine hundred and two—

Present: The Honorable E. Henry Lacombe, circuit judge.

In the Matter of the Petition of ISABELLA GONZALEZ for a Writ of *Habeas Corpus*.

Now comes the petitioner by Charles E. Le Barbier, Esq. for the motion Likewise comes the respondent by Edward Van Ingen Esq. in opposition. After hearing the argument of counsel, decision is reserved.

15 United States Circuit Court, Southern District of New York.

In the Matter of the Petition of ISABELLA GONZALEZ for a Writ of *Habeas Corpus*.

LACOMBE, *Circuit Judge:*

Petitioner, an unmarried woman, is a native of Porto Rico, twenty years of age, who arrived here from that island on August 24, 1902. She was detained at Ellis Island immigrant station, was duly examined by a board of special inquiry and was excluded from admission into the United States upon the ground that she was liable to become a public charge.

The only question open for discussion on this application is whether or not petitioner is an alien. Upon all other questions the decision of the appropriate immigration officers, when adverse to the admission of the alien is made final, unless reversed on appeal to the Secretary of the Treasury. Act of Aug. 18th 1894 (28 Stat. p. 390). It is true that this court held to the contrary *In re* Martorelli 63 F. R. 437, following *In re* Panzara 51 F. R. 275, but the act of 1894 was not before it. The Martorelli case was decided in October 1894 before the statutes of that year were published.

The fourteenth amendment to the Constitution provides that all persons born or naturalized in the United States, and subject to the jurisdiction thereof are citizens of the United States.

16 It is not disputed that petitioner was by birth an alien, unless in some appropriate way she has since been naturalized, she is still an alien. There is no suggestion that she was ever naturalized under the general laws prescribed by Congress regulating the admission of aliens to citizenship. The treaty of Paris, unlike earlier treaties which dealt with the Louisiana and Florida purchases, with California and with Alaska, did not undertake to make the native-born inhabitants of Porto Rico citizens of the United States. It expressly provided that "the civil rights and political status of the native inhabitants of the territories hereby ceded to the United

States shall be determined by the Congress." In conformity with this provision of the treaty it was provided in the act of 1900 (chap. 191 sec.).

"That all inhabitants continuing to reside therein who were Spanish subjects on the eleventh day of April, 1899, and then resided in Porto Rico, and their children born subsequent thereto, shall be deemed and held to be citizens of Porto Rico, and as such entitled to the protection of the United States (excepting such as had preserved their allegiance to Spain), and they, together with such citizens of the United States as may reside in Porto Rico, shall continue a body politic under the name of the people of Porto Rico, with governmental powers as hereinafter conferred and with power to sue and be sued as such."

This legislation has certainly not operated to effect a naturalization of the petitioner as a citizen of the United States. Being foreign born and not naturalized she remains an alien and subject to the provisions of law regulating the admission of aliens who come to the United States.

The writ is dismissed.

Oct. 7, 1902.

17 (Endorsed:) Circuit court of the United States, for the southern district of New York.—In the matter of the petition of Isabella Gonzalez for a writ of *habeas corpus*.—Opinion, Lacombe, C. J.—U. S. circuit court, southern district of New York, Filed Oct. 7, 1902, John A. Shields, clerk.

18 At a stated term of the circuit court of the United States for the southern district of New York, held at the Post-office building in the borough of Manhattan, city of New York, on the 18th day of October, 1902.

Present: The Honorable E. Henry Lacombe, jndge.

In the Matter of the Petition of ISABELLA GONZALEZ for a Writ of *Habeas Corpus*.

A writ of *habeas corpus* issued by this court on or about the 19th day of August, 1902, having been duly served upon William Williams, United States commissioner of immigration at the port of New York, commanding him to produce the above-named Isabella Gonzalez before this court on the 20th day of August, 1902, and to make return to this court of the cause of her detention, and the matter having been adjourned to the 17th day of September, 1902, and the said Isabella Gonzalez having been paroled under order of this court in the custody of her counsel Charles E. Le Barbier, Esq., and the matter having come on to be heard on the 17th day of September, 1902, now, upon reading and filing the petition of Domingo Collazo on behalf of said Isabella Gonzalez, praying for the above-mentioned writ and the return to said writ made by said William Williams, United States commissioner of immigration, verified the 16th day of September, 1902, and after hearing Charles

E. Le Barbier, Esq., of counsel for said petitioner, and William B. Anderson, Esq., counsel for said United States commissioner
19 of immigration, and upon motion of Edward Van Ingen, attorney for said William Williams, as United States commissioner of immigration, it is

Ordered that said writ of *habeas corpus* be and the same hereby is dismissed and that said Isabella Gonzalez be and she is hereby remanded to the custody of William Williams, United States commissioner of immigration at the port of New York.

(S'd) E. HENRY LACOMBE, *U. S. C. J.*

(Endorsed:) U. S. circuit court, southern district of N. Y.—In the matter of Isabella Gonzalez.—Order dismissing writ of *habeas corpus*.—Edward Van Ingen, attorney for William Williams, U. S. commissioner of immigration at the port of New York, 49 Wall St., Manhattan, New York city.—U. S. circuit court, southern district of New York. Filed Oct. 18, 1902, John A. Shields, clerk.

20 United States Circuit Court for the Southern District of New York.

In the Matter of the Petition of ISABELLA GONZALEZ for a Writ of *Habeas Corpus*.

A motion coming on duly to be heard upon the calendar of this court of Nov. 14th, 1902, for the parole of the relator in the custody of Charles E. Le Barbier pending the hearing and determination of the appeal herein, and after hearing Charles E. Le Barbier Esq., of counsel for the petitioner, in support of the motion, and Edward H. Van Ingen, Esq., attorney for respondent, appearing but not opposing, and good cause having been duly shown therefor, now upon motion of Le Barbier & Parker, attorneys for petitioner, it is

Ordered that Isabella Gonzalez be and she hereby is paroled in the custody of her counsel, Charles E. Le Barbier, until the final disposition of the appeal about to be taken by the petitioner from the order of this court, entered herein on the 18th day of October, 1902, or, if no such appeal be taken until the expiration of the time to take such appeal.

E. H. LA COMBE,
U. S. Circuit Judge.

Approved as to form.
EDWARD VAN INGEN,
Attorney for Comm. of Immigration.

(Endorsed:) United States circuit court, southern district of N. Y.—In the matter of the petition of Isabella Gonzalez for a writ of *habeas corpus*.—Order.—Le Barbier & Parker, att'ys for petitioner, No. 120 Broadway, New York city.—U. S. circuit court, southern district of New York, Filed Dec. 9, 1902, John A. Shields, clerk.

21 Circuit Court of the United States, Southern District of New York.

In the Matter of the Petition of ISABELLA GONZALES for a Writ of *Habeas Corpus*.

Please take notice, that Isabella Gonzales, the petitioner above named, hereby appeals to the Supreme Court of the United States from the final order entered herein in the office of this court on the 28 day of October, 1902, dismissing the writ of *habeas corpus* and remanding her to the custody of the United States commissioner of immigration at the port of New York.

Dated New York, January 15th, 1903.

LE BARBIER & PARKER,
Attorneys for Petitioner, 120 *Broadway, Manhattan,*
New York City, N. Y.

To Edward Van Ingen, Esq., attorney for United States commissioner of immigration.

To John A. Shields, Esq., clerk.

22 Circuit Court of the United States, Southern District of New York.

In the Matter of the Petition of ISABELLA GONZALES for a Writ of *Habeas Corpus*.

To the Supreme Court of the United States of America:

The petition of Isabella Gonzalez respectfully shows:

That your petitioner came to the port of New York from Porto Rico on the 24th day of August, 1902; that upon her arrival she was detained at the emigrants' station, located at Ellis island, was examined by a board of special inquiry, was excluded from admission into the United States and was held in custody by the commissioner of immigration; that thereupon upon a petition duly verified by your petitioner, a writ of *habeas corpus* was duly issued out of and under the seal of the circuit court of the United States, held in and for the southern district of New York; that the said court after a hearing had upon the return made to the said writ entered an order dismissing the writ sued out by your petitioner and remanding her to the custody of William Williams, United States commissioner of immigration, at the port of New York. That your petitioner has been remanded to the custody of such commissioner on the ground she is an alien and therefore subject to the immigration laws of the United States. That your petitioner denies that she is an alien and asserts her right to entry into the United States.

Wherefore, your petitioner feeling aggrieved by the said
23 order of the circuit court of the United States, held in and for the southern district of New York, appeals therefrom to the Supreme Court of the United States, and prays that such appeal may be allowed, and that a transcript of the said order and of the

proceedings in the said circuit court and of the return of the United States commissioner of immigration to the said writ of *habeas corpus* may be transmitted to the Supreme Court of the United States for the purpose of review.

Dated, New York, February 4th, 1903.

(S'd) ISABEL GONZALEZ, *Petitioner.*

LE BARBIER & PARKER,
Attorneys for Petitioner, 120 *Broadway,*
Manhattan, New York City, N. Y.

SOUTHERN DISTRICT OF NEW YORK, *ss:*

Isabella Gonzalez, being duly sworn, says, that she is the petitioner herein; that the foregoing petition is true to the best of her knowledge, information and belief.

(S'd) ISABEL GONZALEZ.

Sworn to before me this 4th day of February, 1903.

(S'd) EMILY L. PETERS,
[SEAL.] *Notary Public* (# 99), *N. Y. Co.*

The foregoing appeal is hereby allowed.

Dated New York February 16 1903.

(Signed) E. HENRY LA COMBE,
United States Circuit Judge.

24 Circuit Court of the United States, Southern District of New York.

In the Matter of the Petition of ISABELLA GONZALEZ for a Writ of *Habeas Corpus.*

Assignment of Errors.

The petitioner herein, hereby assigns errors in the rulings and proceedings of the circuit court herein, as follows:

The court erred:

First. In dismissing the writ of *habeas corpus.*

Second. In remanding the petitioner to the custody of William Williams, United States commissioner of immigration at the port of New York.

Third. In holding that the petitioner is lawfully detained by the said commissioner.

Fourth. In holding that the petitioner is subject to the provisions of the statutes of the United States regulating the admission of aliens.

Fifth. In holding that the petitioner is an alien.

Sixth. In holding that any objection could be lawfully interposed to her admission to the United States.

Seventh. In not directing that the petitioner herein be discharged

from the custody of the said commissioner and released from detention of any and every kind.

Dated, New York, January 15th, 1903.

LE BARBIER & PARKER,
Attorneys for Petitioner, 120 *Broadway*,
Manhattan, New York City, N. Y.

25 Circuit Court of the United States, Southern District of New York.

In the Matter of the Petition of ISABELLA GONZALEZ for a Writ of *Habeas Corpus*.

Know all men by these presents, that we, Isabella Gonzalez as principal, and Frederic R. Coudert, Jr., as surety, residing at 124 E. 56th street, in the city of New York, are held and firmly bo-nd unto the United States in the full and just sum of two hundred and fifty dollars, to be paid to the United States, to which payment well and truly to be made we bind ourselves, our heirs, executors and administrators, jointly and severally by these presents.

Sealed with our seals and dated this 16 day of February, one thousand nine hundred and three.

Whereas, lately at a circuit court of the United States for the southern district of New York, in the proceeding therein pending, an order was entered dismissing a writ of *habeas corpus* and remanding the petitioner to the custody of William Williams, United States commissioner of immigration at the port of New York; and the said petitioner being aggrieved thereby and having appealed therefrom to the Supreme Court of the United States:

Now the condition of the above obligation is such that if the said Isabella Gonzalez, the petitioner herein, shall prosecute said appeal with effect, and pay all costs which may be awarded against her if the appeal is not sustained, then this obligation shall be void, otherwise the same shall be and remain in full force and effect.

ISABEL GONZALEZ.
FREDERIC R. COUDERT, JR.

Taken, acknowledged and subscribed before me this 16th day of February one thousand nine hundred and three.

[SEAL.]

EMILY L. PETERS,
Notary Public (*No.* 99), *N. Y. Co.*

26 UNITED STATES OF AMERICA, *Southern District of New York*, } ss:

F. R. Coudert Jr. of New York city, being duly sworn, deposes and says, that he is worth more than five hundred dollars over and above all his just debts and liabilities.

F. R. COUDERT, JR.

Sworn to before me this 16th day of February 1903.
JAMES BARCLAY,
Notary Public, Kings County.
[SEAL.]

Certificate filed in N. Y. county.

Approved as to form, amount and sufficiency.
Dated New York, February 16 1903.
E. HENRY LA COMBE,
Circuit Judge.

(Endorsed:) U. S. circuit court, southern district of New York. Filed Feb. 16, 1903, John A. Shields, clerk.

27 UNITED STATES OF AMERICA, ss:

To William Williams, Esq., United States commissioner of immigration at the port of New York:

You are hereby cited and admonished to be and appear before the Supreme Court of the United States, on the 13th day of March, 1903, pursuant to an appeal on the part of Isabella Gonzales, the petitioner herein, filed in the office of the clerk of the circuit court of the United States, held in and for the southern district of New York, in a certain suit or proceeding entitled In the matter of the petition of Isabella Gonzales for a writ of *habeas corpus*, to show cause, if any there be, why the decision of the said circuit court of the United States, in the said appeal mentioned, should not be reversed, modified or corrected, and speedy justice should not be done in that behalf.

Given under my hand at the city of New York in the southern district of New York, on the 16th day of February, one thousand nine hundred and three.

E. HENRY LACOMBE,
Circuit Judge.

LE BARBIER & PARKER,
Attorneys for Petitioner, 120 *Broadway*,
Manhattan, New York City, N. Y.
CHARLES E. LE BARBIER.

Due service of a copy of the above and foregoing citation is hereby admitted this 17th day of February, 1903.
EDWARD VAN INGEN,
Per W. B. M.

28 (Endorsed:) United States circuit court, southern district of New York. In the matter of the petition of Isabella Gonzalez for a writ of *habeas corpus*, &c.—Petition on appeal &c., and allowance of sale.—Assignment of errors and citation.—Le Barbier & Parker, attorneys for relator, No. 120 Broadway, New York city.—Due service of a copy of the within citation, assignment of errors, petition on appeal, bond and notice, is hereby admitted this 17th

day of February, 1903. Edward Van Ingen, attorney for U. S. commissioner of immigration. U. S. circuit court, southern district of New York, Filed Feb. 17, 1903, John A. Shields, clerk.

29 UNITED STATES OF AMERICA, } ss:
Southern District of New York, }

I, John A. Shields, clerk of the circuit court of the United States of America, for the southern district of New York, in the second circuit, do hereby certify that the foregoing pages, numbered from one to twenty-eight inclusive, contain a true and complete transcript of the record and proceedings had in said court, in the cause entitled In the matter of the petition of Isabella Gonzalez for a writ of *habeas corpus* as the same remain of record and on file in my office.

In testimony whereof, I have caused the seal of the said court to be hereunto affixed, at the city of New York, in the southern district of New York, in the second circuit, this 26th day of February in the year of our Lord one thousand nine hundred and three, and of the Independence of the said United States the one hundred and twenty-seventh.

[Seal of U. S. Circuit Court, South. Dist. New York.]

JOHN A. SHIELDS, *Clerk.*

[Endorsed:] United States circuit court of appeals for the second circuit. In the matter of the petition of Isabella Gonzalez for a writ of *habeas corpus.* Transcript of record from the circuit court of the United States for the southern district of New York.

Endorsed on cover: File No. 18,848. S. New York C. C. U. S. Term No. 620. Isabella Gonzales, appellant, *vs.* William Williams, United States commissioner of immigration at the port of New York. Filed February 27, 1903.